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Date: September 22, 2004

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Firm: United States Patent and Location: Alexandria, VA

Trademark Office

From: Robert W. Gutenkauf (25,681)

Direct Dial: 612/632-3086

No. of pages including cover: 12 GPM Timekeeper No.: 1159 Matter: 95373

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COMMENTS:

Re:

10/660,262

First Named Inventor: Baumgartner, John W.

Title: ORGANIC SLURRY STORAGE BASIN COVER

Amendment and Response enclosed.

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GP:1627822 v1



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Reply to Minneapolis
Robert W. Gutenkauf
612 632-3086
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September 22, 2004

VIA FACSIMILE

Commissioner for Patents P.O. Box 1450 Arlington, VA 22313-1450

> Inventor: Baumgartner, et. al. Application No.: 10/660,262 Date Filed: September 10, 2003

Title: ORGANIC SLURRY STORAGE BASIN COVER

Attorney Docket No.: 95373

TRANSMITTAL LETTER

Dear Sir:

Enclosed for filing with the United States Patent and Trademark Office, please find:

- 1. Transmittal Letter including certificate of facsimile transmission under 37 C.F.R. 1.8;
- 2. Amendment and Response (6 Sheets);
- 3. Exhibit attached to Amendment and Response (2 Sheets); and,
- 4. Fee Transmittal for FY 2004 (in duplicate).

Please charge Deposit Account 50-0937 the Small Entity fees \$86.00 for two independent claims over two and for any other fees required at this time. If you have any questions, please contact me.

Very tody yours

Robert W. Gutenkauf Registration No. 25,681 Attorney for Applicants

Certificate of Facsimile Transmission under 37 C.F.R. \$1.8

I hereby certify that the following identified correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on September 22, 2004: Transmittal Letter including certificate of facsimile transmission under 37 C.F.R. 1.8; Amendment and Response (6 Sheets); Exhibit attached to Amendment and Response (2 Sheets); and, Fee Transmittal for FY 2004 (in duplicate).

GP:1627R36 v1

PTO/SB/17 (10-03)
Approved for use through 07/31/2008, OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

	erwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control num						ontrol number	
FEE TRANSMITTAL			Complete if Known					
I LE HAROIMITAL			- 1.55			60,262		
for FY 2004			Date		09/10	09/10/2003		
Effective 10/01/2003, Patent fees are subject to annual revision.			First Named Inventor			Baumgartner, John W.		
Applicant claims small entity status, See 37 CFR 1.27			Examiner Name Ma		May	Mayo, Tara L.		
		Art U	Art Unit 36		3673	3673		
TOTAL AMOUNT OF PAYMENT (\$) 86.00		Attor	nev Do	çket N	lo. 9537	3		
METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)					
Check Credit card Money Order None	3. ADDITIONAL FEES							
Deposit Account:	Large Fee	Fee	Small Fee	Entity Fee				
Deposit Account 50-0937	Code			(\$)	Fe	e Descriptio	n	Fee Paid
Number Pages"	1051		2051		-	late filing fee or		
Account Name Gray, Plant, Mooty et al.	1052	50	2052	25	Surcharge - I cover sheet	late provisional	illing fee ar	<u></u>
The Director is authorized to: (check all that apply)	1053		1053		Non-English	•		
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Charge any additional fee(s) or any underpayment of fee(s)	1804	920*	1504	920"	Examiner act	sublication of SI tion	irk prior w	
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FEE CALCULATION	1251	110	2251	55		r reply within fir		
1. BASIC FILING FEE	1252	420	2252	210		r reply within se		
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1002 340 2002 170 Design filing fee 1003 530 2003 265 Plant filing fee	1402	330	2401		Notice of App	peal in support of a	a conord	
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1005 160 2005 80 Provisional filing fee	1451	1,510	1451			•	use proceeding	
SUBTOTAL (1) (\$)	1452	110	2452	55	Petition to rev	vive - unavolda	ble	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453	1,330	2453	665	Petition to re	vive - unintenti	ônai	
Fee from		1,330	2501		•	ee (or reissue)		
Total Claims Extra Claims below Fee Pald	1502 1503	480 640	2502 2503		Design Issue Plant issue for			
Independent 5 - 3** • 2 × 43.0 = 86.0	1460	130	1460			ee he Commission	\ar	
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Large Entity Small Entity	1806	180	1806		•		isclosure Stmt	
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1201 86 2201 43 Independent claims in excess of 3		.,,	٠	505	(37 ČFR 1.12			
1203 290 2203 145 Multiple dependent claim, if not paid 1204 66 2204 43 ** Reissue independent claims	1810	770	2810			litional invention 7 CFR 1.129(b)		
over original patent	1801	770	2801	385	Request for	Continued Exa	mination (RCE)	
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			ecify)			••••••		
*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)								
SUBMITTED BY					,	(Complete (
Name (Print/Type) Robert W. Gutenkauf Registration No (Afterney/Agent)				25,6	81	7	612-632-3086	
Signature //a/// SPETITIKE	J.14	-irorney//	HOBN()			Dato	09/22/2004	

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1202

1204 86

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SUBTOTAL (2)

Claims in excess of 20

over original patent

Independent claims in excess of 3

** Relssue Independent claims

"" Reissue claims in excess of 20 and over original palent

(\$) 86.00

Multiple dependent claim, if not paid

PTO/\$B/17 (10-03) Approved for use through 07/31/2005, OMB 0551-0032 U.S. Paleni and Trademark Office: U.S. DEPARTMENT OF COMMERCE

385 Filing a submission after final rejection (37 CFR 1.128(a))

385 Request for Continued Examination (RCE)

SUBTOTAL (3) (\$)

365 For each additional invention to be examined (37 CFR 1.129(b))

900 Request for expedited examination of a design application

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FEE TRANSMITTAL			Application Number			140,000,000			
for FY 2004 Effective 10/01/2003. Petent fees are subject to annual revision.			Application Null		4011104	09/10/2003			
			Filing Date				—		
							Baumgartner, John W.		
Applicant claims small entity status. See 37 CFR 1.27			Examiner Name				Mayo, Tara L.		
		─┤	Art Unit			3673			
TOTAL AMOUNT OF PAYMENT	(\$) 86.00	Attorney Docket No.			cket N	o. 95373	95373		
METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)						
Check Credit card Money Other None			3. ADDITIONAL FEES						
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The Director is authorized to: (check all that apply) Charge fee(s) indicated below Credit any overpayments		1812	2,520	1812	2,520	For filing a request for ex parte reexamination	ᆜ		
Charge any additional fee(s) or any underpayment of fee(s)		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action			
Charge fee(s) indicated below, except for the filing fee			1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
to the above-identified deposit account.			110	2251	55	Extension for reply within first month			
FEE CALCULATION		1251 1252	420	2252		Extension for reply within second month			
1. BASIC FILING FEE Large Entity Small Entity		1253	950	2253	475	Extension for reply within third month	_		
Fee Fee Fee Fee Fee Description Code (\$) Code (\$)	Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month			
1001 770 2001 385 Utility filing fee		1255	2,010	2255	1,005	Extension for reply within tifth month	\dashv		
1002 340 2002 170 Design filing fee		1401	330	2401	165	Notice of Appeal			
1003 530 2003 265 Plant filing fee		1402	330	2402	165	Filing a brief in support of an appeal			
1004 770 2004 385 Relssue filing fe	e	1403	290	2403	145	Request for oral hearing			
1005 160 2005 80 Provisional filing	fee	1451	1,510	1451	1,510	Potition to institute a public use proceeding			
SUBTOTAL (1)	(\$)	1452	110	2452	55	Petition to revive - unavoidable			
2. EXTRA CLAIM FEES FOR UTILIT			1,330	2453	665	Petition to revive - unintentional			
	Fee from		1,330	2501		Utility issue fee (or reissue)	 1		
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		1460	130	1460		Petitions to the Commissioner			
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™or number prev	fousty paid, if greater; For Roissuos, see above	Reduced by Hasic Filing Fee Paid	SUBTOTAL (3) (\$)				
SUBMITTED BY		(Complete (3 applicable))					
Name (Print/Type)	Robert W. Gutenkauf	Registration No. 25,681	Telephon	e 612-632-3086			
Signature	Kell Lotten Clar		Date	09/22/2004			

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Other fee (specify)

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